



SENATE JOINT RESOLUTION No. 4

DIGEST OF INTRODUCED RESOLUTION

Citations Affected: Article 5 of the Constitution of the State of Indiana.

Synopsis: Senate confirmation of executive agency heads. Provides that the appointment of an individual by the governor to fill certain offices designated by law is subject to rejection by a majority of the members elected to the Indiana senate. This proposed amendment has not been previously agreed to by a general assembly.

Effective: This proposed amendment must be agreed to by two consecutive general assemblies and ratified by a majority of the state's voters voting on the question to be effective.

Rogers

January 8, 2007, read first time and referred to Committee on Rules and Legislative Procedure.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE JOINT RESOLUTION No. 4

A JOINT RESOLUTION proposing an amendment to Article 5 of the Constitution of the State of Indiana concerning appointments within the executive department.

Be it resolved by the General Assembly of the State of Indiana:

- 1 SECTION 1. The following amendment to the Constitution of the
- 2 State of Indiana is proposed and agreed to by this, the One Hundred
- 3 Fifteenth General Assembly of the State of Indiana, and is referred to
- 4 the next General Assembly for reconsideration and agreement.
- 5 SECTION 2. ARTICLE 5 OF THE CONSTITUTION OF THE
- 6 STATE OF INDIANA IS AMENDED BY ADDING A **NEW**
- 7 SECTION TO READ AS FOLLOWS: **Sec. 25. (a) As used in this**
- 8 **section, "major appointment" refers to an office:**
- 9 **(1) in the executive, including the administrative, department**
- 10 **of state government;**
- 11 **(2) that is at the discretion of the Governor to fill; and**
- 12 **(3) designated by law as a major appointment.**
- 13 **(b) An individual appointed to a major appointment may act in**



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1 the capacity of that major appointment until the earliest of the
2 following occurs:

3 (1) A majority of the members elected to the Senate rejects
4 the individual's appointment by procedures prescribed by
5 Senate rules.

6 (2) The individual is removed from office as otherwise
7 provided by law.

8 (3) The expiration of the term for which the individual is
9 appointed.

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